

RESOLUTION 2018- 18

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a Contractor's Yard for Sand's Construction on the following described property:

A tract of land A tract of land in the Northeast 1/4 of Section 32, Township 9 South, Range 22 East of the 6th P.M, in Leavenworth County, Kansas more commonly known as 25126 Tonganoxie Drive.

WHEREAS, it is hereby found and determined that a request for a Special Use Permit as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 22nd day of May, 2018, and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Special Use Permit on the 11th day of July, 2018; and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Special Use Permit be approved, subject to special conditions as set forth; and

WHEREAS, the Board of County Commission considered, in session on the 31st day of July, 2018, the recommendation of the Leavenworth County Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commission of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission; and,
2. Based upon the findings of fact adopted by the Board of County Commission in regular session on the 31st day of July, 2018, and incorporated herein by reference;

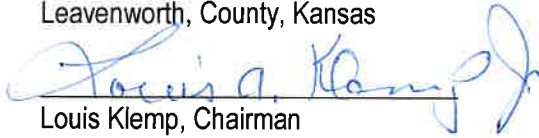
That Case No. DEV-18-059, Special Use Permit for a Contractor's Yard for Sand's Construction approved subject to the following conditions:

1. The SUP shall be limited to a period of five (5) years.
2. The business shall be limited to the hours of 6:30 am to 8:30 pm, Monday through Friday.
3. The applicant shall pay a Traffic Impact Fee (TIF) of \$811.45.
4. The SUP shall be limited to 12 employees
5. The noise level on the property shall be limited to 60 decibels.
6. The applicant shall provide a copy of liability insurance for a minimum coverage of \$1,000,000 with Leavenworth County listed as a policy holder.
7. The applicant shall adhere to the following memorandums:
 - a. Melissa Johnson – Codes Enforcement Officer, June 19, 2018
 - b. Becky Fousek – Rural Water District 8, June 19, 2018
8. No signage is allowed in the right-of-way. No signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.
9. No on-street parking shall be allowed.

- 10. This SUP shall be limited to the Narrative dated May 18, 2018 submitted with this application.
- 11. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable. After approval of this SUP by the Board of County Commission all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Department within 30 days.

located in Section 32, Township 9 South, Range 22 East of the 6th P.M, also known as 25126 Tonganoxie Drive, parcel no. 109-32-0-00-00-002.01 in Leavenworth County, Kansas.


Adopted this 31st day of July, 2018
Board of County Commission
Leavenworth, County, Kansas


Louis Klemp, Chairman


Doug Smith, Member


Robert W. Holland, Member




Janet Klasinski